

1 Case No. _____
2 Dept. No. _____

FILED	RECEIVED
ENTERED	SERVED ON
COUNSEL/PARTIES OF RECORD	
JUL 06 2021	
CLERK US DISTRICT COURT	
DISTRICT OF NEVADA	
BY: _____	SR DEPUTY

3 IN THE _____ JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
4 IN AND FOR THE COUNTY OF _____

6 Jasmine Paul Sanchez)
 7 Plaintiff,)
 8 Vs.)
 9)
 10 Ely State Prison)
 Defendant.

"NO COPY"
STATE CIVIL RIGHTS COMPLAINT

3:21-cv-00292

12 Comes now Plaintiff, and for his cause of action, complains of Defendants, and each of them as
13 follows:15 **A. JURISDICTION**16 1) This complaint alleges that the civil rights of Plaintiff, Jasmine P Sanchez, who presently
17 resides at Ely State Prison, White Pine County, Ely, Nevada, were violated by the actions of the below-
18 named individuals, which were directed against Plaintiff at (Institution where violations occurred)19 Ely State Prison, on the following dates: Count I: 6-12-20
20 Count II: _____, Count III: _____, (List additional counts and dates, if
applicable): _____22 2) Defendant (Full Name): William RemBart, resides at (Full23 Address): P.O. Box 1981/ely, NV 89301, and is employed as (Title and Position; if
any): A.V.O. Warden. This defendant is sued in his/her (check one or24 both): Individual Official capacity. Explain how this defendant was acting under color of
25 law: refuse to let me file my critical documents to the court's26
27
28

1 3) Defendant (Full Name): _____, resides at (Full
2 Address): _____, and is employed as (Title and Position; if
3 any): _____. This defendant is sued in his/her (check one or
4 both): _____ Individual _____ Official capacity. Explain how this defendant was acting under color of
5 law: _____
6
7

8 4) Defendant (Full Name): _____, resides at (Full
9 Address): _____, and is employed as (Title and Position; if
10 any): _____. This defendant is sued in his/her (check one or
11 both): _____ Individual _____ Official capacity. Explain how this defendant was acting under color of
12 law: _____
13

14 5) Defendant (Full Name): _____, resides at (Full
15 Address): _____, and is employed as (Title and Position; if
16 any): _____. This defendant is sued in his/her (check one or
17 both): _____ Individual _____ Official capacity. Explain how this defendant was acting under color of
18 law: _____
19
20

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22 **If you are naming more than five (5) defendants,
23 include such within additional pages attached hereto**
24

25 7) Jurisdiction exists for this action under Nev. Const. art. 6, § 6, NRS 41.130 and (check if
26 applicable:) _____ NRS 41.031 and NRS 41.032, as related to State employees; and/or _____ other:
27
28

B. NATURE OF THE CASE

Briefly state, in numbered paragraphs, the background facts of your case (you may attach additional

pages, in necessary): On the day of June 12 2020 I made multiple

Request's to have my legal document's sent out to the court's By using NSF mailing Service do to the fact that I was a indigent and still is a indigent inmate! and I was denied to do so!

C. CAUSE OF ACTION

If you have more than three (3) counts, attach additional sheets hereto.

COUNT I

The following civil rights have been violated: denied to file Legal documents

in a timely manner

Supporting Facts (Include all facts you consider)

important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights):

I'm a indigent inmate and I was deny legal envelope's to file my document's so I've made one of my own and so I was denied to use my indigent and envelope to file!

COUNT II

The following civil rights have been violated: _____

Supporting Facts (Include all facts you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights):

COUNT III

The following civil rights have been violated: _____

Supporting Facts (Include all facts you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be sure you describe exactly what each specific defendant (by name) did to violate your rights):

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D. PREVIOUS LAWSUITS AND ADMINISTRATIVE RELIEF

1) Have you filed other actions in state or federal courts involving the same or similar facts as involved in this action? Yes No (If your answer is "Yes", describe each lawsuit. If more than one, describe others on an additional page using the below outline.)

a) Defendants:

b) Name of court and case number:

c) Disposition:

d) Issues raised:

c) Approximate date complaint filed:

2) Have you attempted to resolve the dispute stated in this action by seeking relief from the proper administrative officials, e.g. have you exhausted available administrative grievance procedures per AR 740? Yes No.

If your answer is "No", did you not attempt administrative relief because the dispute the validity of a:

(1) _____ disciplinary hearing; (2) _____ state or federal court decision; (3) _____ state or federal law or regulation; (4) _____ parole board decision; or (5) other grievance procedure

If your answer is "Yes", provide the following necessary information: Grievance number: 2006-31-03616.

Date and institution where grievance was filed: 6-12-26

Response to grievance: denied

E. REQUEST FOR RELIEF

WHEREFORE, Plaintiff, expressly reserving the right herein to include all items of damage, demands judgment against the Defendant(s), as follows:

CLAIM FOR RELIEF FOR PLAINTIFF:

(Check and complete as applicable:)

1. Compensatory damages in the amount of \$ 10,000.00 as against Defendant(s)

Special damages in the amount of \$ _____ as against Defendant(s)

Punitive damages in the amount of \$ _____ as against Defendant(s) _____

✓ Injunctive relief as follows: ~~to be granted~~ on ~~these~~ scores do to the fact that I ~~cause~~ got time barred.

Declaratory judgment as follows:

Digitized by srujanika@gmail.com

Attorney's fees and costs herein.

Other:

For such further relief as the Court may deem meet, equitable and proper.

Dated this 1 day of July, 2021.

Jasmine Sanchez

Jasmine Par

(Name of person prepared or
helped prepare this complaint
if not the Plaintiff)

Sanchez #1148912
ELY STATE PRISON
P.O. BOX 1989
Ely, NV. 89301

VERIFICATION

Under penalty of perjury, the undersigned declares that he is the Plaintiff in the foregoing complaint and knows the contents thereof; that the pleading is true and of his own knowledge, except as to those matters stated on information and belief, and as to such matters he believes them to be true. I further verify that the foregoing pleading is true and correct, and is made under penalty of perjury without benefit of notary pursuant to NRS 208.165, as I am an incarcerated person.

Dated this 1 day of July, 2021.

Jasmine Paul

Sanchez #1148512
ELY STATE PRISON
P.O. BOX 1989
Ely, NV. 89301
Plaintiff In Pro Se

AFFIRMATION PURSUANT TO NRS 239B.030

The undersigned does hereby affirm that the preceding complaint does not contain the social security number of any person.

Dated this 1 day of July, 2021.

Jasmine Paul

Gancher #1148912
ELY STATE PRISON
P.O. BOX 1989
Ely, NV. 89301
Plaintiff In Pro Se

LOG NUMBER: 2006-31-03610NEVADA DEPARTMENT OF CORRECTIONS
SECOND LEVEL GRIEVANCENAME: J. Sanchez I.D. NUMBER: 1148512INSTITUTION: esf UNIT: bA 2K 19I REQUEST THE REVIEW OF THE GRIEVANCE, LOG NUMBER 2006-31-03610, ON THE SECOND LEVEL. THE ORIGINAL COPY OF MY GRIEVANCE AND ALL SUPPORTING DOCUMENTATION IS ATTACHED FOR REVIEW.

SWORN DECLARATION UNDER PENALTY OF PERJURY

INMATE SIGNATURE: [Signature] DATE: 10-15-20WHY DISAGREE: When I'm Being denied envelope By Law Library Sandy Rose and have to make my own legal envelope's that I've been making for the last 2 years since she been denying me envelope! the point is I am a NSF inmate so I should be able to use my ^{1SF} ~~NSF~~ on Legal mail also! the fact that I am sending out my legal mail to the court's why would there be a need to open and going legal mail unless your going to replace the envelope?! My Canary and statement to major's GRIEVANCE COORDINATOR SIGNATURE: [Signature] DATE: 10/19/20

SECOND LEVEL RESPONSE: _____

See attached GRIEVANCE UPHELD GRIEVANCE DENIED ISSUE NOT GRIEVABLE PER AR 740SIGNATURE: [Signature] TITLE: DP DATE: 1-21-21GRIEVANCE COORDINATOR SIGNATURE: [Signature] DATE: 10/23/20INMATE SIGNATURE: [Signature] DATE: 2-17-21

THIS ENDS THE FORMAL GRIEVANCE PROCESS

Original:	To inmate when complete, or attached to formal grievance
Canary:	To Grievance Coordinator
Pink:	Inmate's receipt when formal grievance filed
Gold:	Inmate's initial receipt

RECEIVED

NOV 02 2020

Deputy Director
Support Services

Ely State Prison

OCT 19 2020

Grievance Coordinator

DOC 3094 (12/01)



State of Nevada
Department of Corrections

INMATE GRIEVANCE REPORT

ISSUE ID# 20063103610

ISSUE DATE: 06/24/2020

INMATE NAME		NDOC ID	TRANSACTION TYPE	ASSIGNED TO	
SANCHEZ, JASMINE PAUL		1148512	RTRN_L2	HWICKHAM	
LEVEL	TRANSACTION DATE	DAYS LEFT	FINDING	USER ID	STATUS
2	01/14/2021		Denied	KSWAIN	INACTIVE

INMATE COMPLAINT

OFFICIAL RESPONSE

Inmate Sanchez, I am in receipt of your grievance in regards to legal mail being searched and being denied envelopes. Upon review of your grievance I agree with the past First Level answer that was given. It should also be noted that AR 722 states "Legal supplies will only be provided once per month to indigent and indigent-at-the-moment inmates. Supply quantities are to be issued based on legitimate needs for active litigation on a case-by-case basis. The burden of proof is the responsibility of the inmate." So you will need to make sure you get all the supplies in your request once a month. It also states in AR 722 that "Indigent legal mail may be scanned prior to sealing the envelope" so your mail needs to be searched before it is sent out. Your remedy is noted and rejected. Grievance denied.

A handwritten signature in black ink, appearing to read "K. W. HICKHAM".

GRIEVANCE RESPONDER

Report Name: NVRIGR

Reference Name: NOTIS-RPT-OR-0217.4

Run Date: JAN-14-21 09:48 AM

Page 1 of 6

Log Number

03610

NEVADA DEPARTMENT OF CORRECTIONS
FIRST LEVEL GRIEVANCENAME: J. Sanchez I.D. NUMBER: 1148912
INSTITUTION: esp UNIT: 2A 24I REQUEST THE REVIEW OF THE GRIEVANCE, LOG NUMBER 2006-31-03610, IN A FORMAL MANNER. THE ORIGINAL COPY OF MY GRIEVANCE AND ALL SUPPORTING DOCUMENTATION IS ATTACHED FOR REVIEW.

SWORN DECLARATION UNDER PENALTY OF PERJURY

INMATE SIGNATURE: J. Sanchez DATE: 7-21-20WHY DISAGREE: my Remedy and statement Remane's as stated
Send my Legal mail out By NSP Since I am a NSP
inmate.GRIEVANCE COORDINATOR SIGNATURE: [Signature] DATE: 7/24/20FIRST LEVEL RESPONSE: See Attached.GRIEVANCE UPHELD X GRIEVANCE DENIED ISSUE NOT GRIEVABLE PER AR 740
WARDEN'S SIGNATURE: M. F. J. TITLE: AW DATE: 10/07/20
GRIEVANCE COORDINATOR SIGNATURE: DATE: 10/06/20INMATE AGREES [Signature] INMATE DISAGREES
INMATE SIGNATURE: [Signature] DATE: 10-15-20

FAILURE TO SIGN CONSTITUTES ABANDONMENT OF THE CLAIM. A SECOND LEVEL GRIEVANCE MAY BE PURSUED IN THE EVENT THE INMATE DISAGREES.

Original: To inmate when complete, or attached to formal grievance
Canary: To Grievance Coordinator
Pink: Inmate's receipt when formal grievance filed
Gold: Inmate's initial receipt

Ely State Prison

OCT 19 2020

Grievance Coordinator

Ely State Prison

JUL 27 2020

Grievance Coordinator

RECEIVED
NOV 02 2020
Deputy Director
Support Services
DOC 3093 (12/01)



State of Nevada
Department of Corrections

INMATE GRIEVANCE REPORT

ISSUE ID# 20063103610

ISSUE DATE: 06/24/2020

INMATE NAME		NDOC ID	TRANSACTION TYPE	ASSIGNED TO
SANCHEZ, JASMINE PAUL		1148512	RTRN_L1	WREUBART
LEVEL	TRANSACTION DATE	DAYS LEFT	FINDING	USER ID
1	10/05/2020	4	Denied	TBALTIERRA

INMATE COMPLAINT

OFFICIAL RESPONSE

HRP Inmate Sanchez 1148912

I am in receipt of your First grievance log number 2006.31.03610 in regards to your legal mail not being mailed out via NSF.

HRP Inmate Sanchez the envelope you provided was not marked by the ESP Law Library for use as indigent legal mail. Additionally the envelope provided by you was 3 altered envelopes put together. PER AR 722 the Law library will provide you with 4X9, 9x12 or 10x15 envelopes for you to ship out your legal mail. Please review AR 722 to ship out your indigent legal mail appropriately. Due to these facts your grievance is denied.

GRIEVANCE RESPONDER

Em State Prison

Report Name: NVRIGR

Reference Name: NOTIS-RPT-OR-0217.4

Run Date: OCT-05-20 01:01 PM

Log Number 2006.31.03610NEVADA DEPARTMENT OF CORRECTIONS
INFORMAL GRIEVANCENAME: J. Sanchez I.D. NUMBER: 1148512INSTITUTION: esp UNIT: 2A 24GRIEVANT'S STATEMENT: I never ever refused anything!Remedy, Send my legal mail out by NSK

SWORN DECLARATION UNDER PENALTY OF PERJURY

INMATE SIGNATURE: [Signature] DATE: 6-12-20 TIME: 6:12 PMGRIEVANCE COORDINATOR SIGNATURE: [Signature] DATE: 6/23/20 TIME: 6/23/20GRIEVANCE RESPONSE: See attachCASEWORKER SIGNATURE: [Signature] DATE: 07/16/20— GRIEVANCE UPHELD — GRIEVANCE DENIED — ISSUE NOT GRIEVABLE PER AR 740GRIEVANCE COORDINATOR APPROVAL: [Signature] DATE: 7/13/20— INMATE AGREES [Signature] — INMATE DISAGREESINMATE SIGNATURE: [Signature] DATE: 7-21-20

FAILURE TO SIGN CONSTITUTES ABANDONMENT OF THE CLAIM. A FIRST LEVEL GRIEVANCE MAY BE PURSUED IN THE EVENT THE INMATE DISAGREES.

Original: To inmate when complete, or attached to formal grievance

Canary: To Grievance Coordinator

Pink: Ely State Prison's receipt when formal grievance filed

Gold: Inmate's initial receipt

Ely State Prison

OCT 19 2020

JUL 27 2020

JUN 23 2020

Grievance Coordinator

Grievance Coordinator

Grievance Coordinator
DOC 3091 (12/01)



State of Nevada
Department of Corrections

INMATE GRIEVANCE REPORT

ISSUE ID# 20063103610

ISSUE DATE: 06/24/2020

INMATE NAME		NDOC ID	TRANSACTION TYPE	ASSIGNED TO	
SANCHEZ, JASMINE PAUL		1148512	RTRN_INF	WREUBART	
LEVEL	TRANSACTION DATE	DAYS LEFT	FINDING	USER ID	STATUS
IF	07/13/2020	5	Denied	TBALTIERRA	INACTIVE

INMATE COMPLAINT

OFFICIAL RESPONSE

HRP Inmate Sanchez #1148512

I am in receipt of your grievance log number 2006.31.03610 in regard to your legal mail not being sent out.

HRP Inmate Sanchez you have refused to let legal mail delivery staff search your legal mail on multiple occasions (6/9/2020, 6/10/2020 and again on 6/12/2020) also see IR-2020-ESP-001149. Mail was being returned to you due to being short on postage it still has to be searched by mail room staff per AR 722.09 which you refused to allow. Due to these facts your grievance denied.

GRIEVANCE DENIED

GRIEVANCE RESPONDER

Report Name: NVRIGR
 Ely State Prison
 Reference Name: NOTIS-RPT-OR-0217.4
 Run Date: JUL-13-20 06:57 AM
 OCT 19 2020

Ely State Prison

JUL 27 2020

Page 1 of 2

Grievance Coordinator

Grievance Coordinator

A24 2

NEVADA DEPARTMENT OF CORRECTIONS
UNAUTHORIZED MAIL NOTIFICATIONTO: Sanchez, JeshineNDOC # 1148512FROM: MAILROOM OFFICER LittleFINAL DATE FOR DISPOSITION
OF UNAUTHORIZED MAIL: _____

RECEIVED: _____

6-19-2020
(DATE)Returned Legal mail due to short postage 0.80¢Inmate Refused to receive

TO:

U.S District Court Office of
the Clerk
400 S Virginia St Rm 301
Reno NV 89501

You have ten (10) working days from this date to inform the Mailroom Officer, in writing, of what you want done with this mail. Your choices are:

- 1. Ship or mail out at your expense;
- 2. Have the unauthorized mail disposed of according to NDOC procedures;
or,
- 3. Appeal the decision through the inmate grievance process.

If the Mailroom Officer does not receive the above information within ten (10) days, this mail will be destroyed.

THIS IS THE ONLY NOTICE YOU WILL RECEIVE

Little
(MAILROOM OFFICER SIGNATURE)

6-12-2020
(DATE)

White: Inmate
Yellow: Mailroom
Pink: Attach to Unauthorized Mail
Ely State Prison

Ely State Prison

OCT 14 2020

JUL 27 2020

Grievance Coordinator

Grievance Coordinator

Grievance Coordinator

DOC 1518 (1/04)